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DE RUEHNR #1042 1461023  
ZNY CCCCC ZZH (CCY ADX6CB286 MSI8319 - 648)  
O 261023Z MAY 09  
FM AMEMBASSY NAIROBI  
TO SECSTATE WASHDC IMMEDIATE 9624

C O N F I D E N T I A L NAIROBI 001042

C O R R E C T E D C O P Y (SIGNATURE ADDED)

SIPDIS

FOR PM/COUNTER PIRACY WORKING GROUP  
ALSO FOR AF/E: SDRIANO

E.O. 12958: DECL: 05/11/2019  
TAGS: [PHSA](#) [KCRM](#) [KDEM](#) [PREL](#) [KE](#)  
SUBJECT: DISPOSITION OF PIRATE SUSPECTS FROM M/V AMIRA

Classified By: PolCouns Mitch Benedict for reasons 1.4 (B and D)

11. (U) See para 3 for urgent action request.

12. (C) Post understands that dialogue may still be ongoing with the Governments of Greece and Egypt to determine if either nation is willing to receive and initiate legal proceedings against 17 suspected Somali pirates captured by the United States Navy while allegedly attempting to pirate the M/V Amira. Post further understands that Kenya is the third preference for taking into custody the pirates. The USG has a memorandum of understanding (MOU) with the GOK that covers such transfers. In accordance with the MOU, and in keeping with precedence and our verbal understandings with the GOK, we must give the GOK 96 working hours advance notice of any intent to deliver suspected pirates into Kenyan custody. DOD elements are requesting Post to seek Kenyan agreement to accept the suspected M/V Amira pirates on/about June 2.

13. (C) Post is urgently seeking Department approval for Post to transmit notification to the GOK that we might seek under the terms and conditions of our MOU to turn over into Kenyan custody 17 suspected Somali pirates on/about June 2.  
RANNEBERGER